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Of Counsel

January 7, 2019

Via fax and e-filing

The Hon. Leda Dunn Wettre, USMJ
United States District Court for the District of New Jersey
MLK Jr. Fed Bldg & Courthouse
50 Walnut Street
Newark, New Jersey 07102

Re: Henderson v NY Jets
Civ Action No. 17-10110(SDW)(LDW)

Dear Magistrate Wettre:

The undersigned represents Plaintiff in the above-referenced matter. A telephonic case management conference is scheduled before Your Honor on January 9, 2019 at 3:00pm. I telephoned your chambers this afternoon and was told that the conference will be held. I provided the call-in number to your staff (515-0739-1269, access code 699151). In accordance with the Amended Case Management Order dated February 14, 2018, please accept this letter as a status update on discovery in this matter.

The deposition of the psychiatrist retained by the Jets was commenced on August 15, 2018 however, it was not completed. Counsel are in the process of scheduling the continuation of the deposition.

Likewise, Plaintiff's deposition was commenced on December 11, 2018 and not completed. I am awaiting proposed dates from Mr. Saravay to schedule the continuation of my client's deposition.

I have requested dates for the depositions of a number of Jets personnel. Mr. Saravay had offered dates for two such persons in December however, given the holidays and when those dates were offered, I was not available to take the depositions. Hence, no depositions of representatives of Defendants have been taken. I note that we had anticipated scheduling

problems given the pre-season and football season. The season is now over and we anticipate that depositions may move forward.

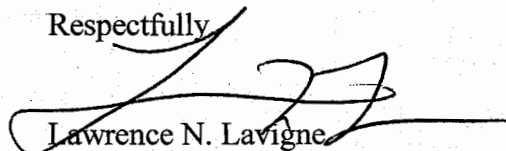
Additionally, two key Jets employees recently have either left the organization (Jaqueline Davidson) or have been fired (Coach, Todd Bowles). We are awaiting word from Mr. Saravay if and when he can produce these individuals for deposition.

Recently, during a routine review of my file, I became aware that the report of Plaintiff's expert witness, Mitch Abrams, Psy. D dated August 16, 2018 inadvertently had not been served on counsel for the Jets. This was remedied by letter and e-mail dated January 2, 2019. The Amended Case Management Order set forth that reports were due by December 3, 2018. Given that discovery has not significantly moved forward especially the completion of Dr. Suite's deposition, we ask the Court's and counsel's indulgence in this regard. We may need to serve a supplemental report after Dr. Suite's deposition is completed.

Given that no depositions of representatives of Defendant have been taken, Plaintiff is not in the position of being able to provide expert witness reports on liability. Hence, we respectfully request that date for submission of such reports be pegged to the completion of the fact witness depositions.

Your Honor's consideration is greatly appreciated.

Respectfully



Lawrence N. Lavigne

CC: Adam Saravay, Esq.